G. R. S. 59]

GPB—15,000—20 12 13

GENERAL AND REVENUE SECRETARIAT.

19D/-02

(Muzrai)

File No. 82

Serial Nos.

Papers Filed.

Month September 911.

SUBJECT.

File relating to the Will of one Basavetty bequeathing his properties for Charitable purposes at Hampapura Village, Yedathore Taluk.

PREVIOUS REFERENCES	LATER REFERENCES

Inward No. 11

MUZRAI DEPARTMENT.

OFFICE NOTE.

SUBJECT:— In re the will of one Dasa setty bequeathing his properties for Charitable purposes

LAST REFERENCE.

Letter No. 282 dated 1st April 1903 form the Deputy Commissioner Mysore District.

One Annaji Iyengar and certain others of Hampapur in the Yedatore Taluk petitioned this Office stating that one Dasasetty of the place had executed a will bequeathing his properties for certain Charitable purposes, that after the death of the

executant, the petitioners who had been appointed executors of the will could not come to a definite understanding between themselves in the disposal of the properties left by the deceased, and praying therefore that the Govt. may, in accordance with the wishes of the donor, be pleased to assume the manage-ment of the properties left by him.

2. The Deputy Comr. of the Mysore district to whom this petition was forwarded for enquiry and report has submitted the entire records of the case.

3. In the Copy of the

will in question Basa
setty states that he
has no issues (ಯಾವ
ಕುಟುಂಬ) and no brothers
or other relatives, and
in view to his proper
ties being properly
disposed of, has
bequeathed them for
certain charitable
purposes appointing
the petitioners Trustees
thereof. This will has
not been Registered.
Soon after, Basasetty
and his wife ~~together~~ also
died of plague.

4. One Chikka Basa
setty has deposed
before the Taluk
Amildar that the
deceased is his

co-brother (తమ్ముడు) and
that as Basasetty
had no issues, he had
given his 2nd son
in adoption some
4 or 5 years before
the death of Basasetty.
He states that the
boy was in the house
of Basasetty until
the village was infected
when the boy was
removed to Basavapatna.
He further states
that the news of the
death by plague of
Basasetty and his
wife reached him a
few days after and
that he went to
Basavapatna where
the boy was and
performed the funeral
ceremonies of the

deceased.

5. Nandi Basasetty and certain others have deposed that they witnessed the adoption ceremonies which they say were performed in accordance with their caste custom and that the Yezman of their community and many others were also present on the occasion They also say that the deceased has no other heirs except the adopted boy.

6. The properties left by the deceased according to his will, are Rs 405 in Pro: Notes a wet land valued at Rs 400 and two

other paddy fields
valued at Rs 700/-
a house with certain
brass and ~~Copper~~ Copper
utensils

7 The Dy Coll^r reports
that the will as stated
to be genuine and
he believes it so too.
The adoption, he
says, is unbelievable
as evidenced by the
will in question, the
deceased in his will
stating that he has
no heirs or claimants
whatever to succeed
to his property. He
requests that the
properties may be
taken over to Govern
ment management
in order to give
effect

effect to the charities
mentioned therein

Submitted
15/5/03

From the copy of
the will it appears that
the Pro: notes are with
the petitioners, and in
the Wajee dy 11th December
1902, to the address of
the Dy Commr:, Mysore
District, the petitioners
state that the wet
land and the house are
now in the possession of
Chicka Basa Setty who
alleges to have given his
son in adoption to the

deceased

Submitted

RS
15/5/03 Refer this to the Govt Advocate for favour of his opinion as to how Govt should act in this Matter

Send the entire file to him in original for reference and return

GH
24/5/03

Note could

As directed above the entire file in original was sent to the Govt Advocate for his opinion

In reply, he states that the Dy Comr, in his capacity as Murrai Officer, may institute legal proceedings against the Son of Chik basavalettey making the latter as his guardian

In his Letter no. 242 dated 9th June 1903

for the recovery of the house and well land now in the possession of Chikbasavasetti, on the strength of the will executed by Basavasetti and that the Dy Comr may take possession of the moveable property and all papers from Annaji Hegade and recover the amount of the pro-notes.

Submitted

Rs
12/6/03

(1) What is the date of the Will?

(2) What are the charitable purposes for which the properties were given?

(3) If we are to go to Court where is the money for instituting proceedings to come from?

16/6/03

Submitted

(1) The Will is dated

12th December 1901

(2) The proposed charities are :—

(i) Rs 300 to be given to the Sri Lakshminarayana Swami Temple at Hampapur for the purpose of some ₹ c o n ₹ being performed in the name of the deceased.

(ii) Rs 105 to be given to the temples of Durga Parameswari and Anjaneya in the same village towards their repairs, at Rs 55 and Rs 50 respectively.

These amounts were proposed to be paid from the sum of Rs 405 to be collected from the persons last-named in the manager—

(iii) The deceased's own house to be converted into a gangam matt a separate gangam being appointed to be in charge of the same

(iv) Out of the 20 candies of

of kudalgi expected every year from the wet-land, 2 Candles to be given to the Archak of the Parasa-Veeravara Temple in the same village for 2 days and the balance to be given to the Jangamas for the purpose of utilizing the same towards feeding the Lingayat travellers coming to the village -

(v) The vessels are to be given to the Jangam Mutt for use therein.

(vi) The produce of the Wet-land for the year 1901-902 to be sold and the realizations utilized towards payment of Kandayam payable to

to Government as well as
towards the repairs of the
Compound wall of the
Basaweswara Temple –

(3) There seems
to be no separate
money forthcoming
for instituting legal
proceedings; because the
Bill enumerates the
expenditure to the full extent
of Rs 405, which is the only
amount to be collected
from the lands executed
in favour of the deceased –
And in order to utilize for this purpose,
the realizations from
the produce of the Wet land
the land itself is not
in the possession of the
Trustees.

23/6/03

Submitted to the Dewan

Considering that the bequest is of some value and that it is made for religious and charitable purposes, it seems desirable for Govt in the Muzrai Deptt to take steps for obtaining possession of the properties, and not allow them to be taken away by third parties. This involves the trouble of going to Court in the present instance but I think such work has to be undertaken by the Govt as a matter of policy and in the interest of the Muzrai Institutions in the State.

With this I send a draft to the Dy Commr for submission for approval

24/6/03

Draft approved by the Dewan on 25-6-03.
Issued - vide No 2601/1 1106 2 / 24-6-03
& 30-6-03 Sheristadar

P. T. O.

Muz. 8A]

Muzrai Secretariat. | File No. of 190

Note continues

(Slip A) The draft to the Dy Commissioner was accordingly issued.

That Officer reports in reply that

(Slip B) the total value of assets bequeathed by the will executed by the deceased Basa Setty is Rs 1655/; that the vessels etc referred to in the will were inside the house when the claimant Muddanna's father Basa Setty took wrongful possession of them; that on the testator's death, the house locked by Annajiengar and Tota Setty was broken into by Chickka Basa Setty; that only one item of debt viz Rs 50/ due from one Appaji Setty was recovered; that the Amildar has spoken to the debtors of the estate and got from them promises to pay within a month and that recovery would be facilitated if it be ordered

GPB—3,000—22-6 06

File No. of 190 | Muzrai Secretariat.

that the accumulation of interest might be excused as the debtors have in most cases, withheld payment through ignorance of the person entitled to receive payment. That officer further reports that the Amildar is not in a position to explain why counter-petition was not filed contesting the heirship proceedings in the Mysore District Judge's court, that a letter seems to have been addressed to the Judge informally without effect, that the alleged adopted son has filed a suit in the Mysore Additional Munsiff's court in the matter of the recovery of the proceeds of the lands of the deceased and also for recovery of Rs 50/- already recovered from the Amildar

Muz. 8A]

Muzrai Secretariat. | File No. of 190

It is also reported that the Auditor is of opinion that Govt should apply to the civil Court to be made a party in view to defend both those Suits as property worth about Rs 1/0x depends upon the issue and suggests that Govt may authorize the Advocate Mr. B. Krishnama char to defend the Suit. Permission was also solicited to sell that year's produce of the wet lands to meet the cost of filing a Suit in the proper court-

(Slip d) On Govt Memo of the 14th Febry. 1906 issued on the subject, the Dy. Commr was authorized to engage Mr B. Krishnamachar, Advocate, to defend the Suits on behalf of Govt. He was asked to explain why counter petition was not filed opposing the grant of heirship -

File No. of 190 Muzrai Secretariat.

Certificate To Muddanna

The Dy. Commissioner now reports that judgments in the two Suits were delivered on the 16th Decr last (no 327 of 10-2-08) that both the adoption and the will (by pers under disposal) have been found to be not true, and that the two suits have been dismissed, the costs of the two suits being ordered to be borne by both parties. The Dy Commr solicits further instructions in the matter.

AV 24/2/08. Submitted for orders

AL 3/3/08

Noted/sd:-

In another communication received on the 24th March 1908, the Dy Commr in his letter No 386 reports that an appeal has been preferred against the decree of the Addl. Munsiff

Muz. 8A]

Muzrai Secretariat. | File No. of 190

in the District Munsif's Court Mysore & solicits orders in the matter of appointing Mr. B. Krishnamurthy Advocate who is well conversant with the case to defend the suit in the Appellate Court & to utilize for Court costs a Sum of Rs 15 out of Rs 123-13-1 being the Sale proceeds of the paddy deposited in the Savings Bank. The case is posted for hearing to the 27th March 1908.

The original suit having been defended by Govt., the defence in the appellate Court appears to be a matter of necessity. May the D/Commr's recommendation be sanctioned?

Submitted
4/3/1908

12/3/08

Early

DFF 12/3/08

GPB—3,000—22-6-06

File No. of 190 | Muzrai Secretariat.

Note cont^d

Orders were accordingly issued in Govt Pro: No. 3920, dated 13th March 1908, sanctioning the appointment of Advocate Mr Krishnamacha for defending the case, and the Deputy Commissioner was requested to report the result of the suit. The latter Officer now states that the District Judge of Mysore has held that the adoption set up by the plaintiff was false and that the will upon which the Govt rely was genuine and has therefore dismissed the appeals preferred by the plaintiff with costs and has allowed the cross appeals filed by Govt with costs. The Deputy Commissioner further states that the Amildar of the Yedatore Taluk requests that sanction may be accorded to withdraw Rs 75. 2:0 (Rs 10 to expenses to recover costs and Rs 65. 2-0 to be sent to the Advocate as fees) out of Rs 177-10-7, being the sale proceeds of paddy deposited in the Savings Bank

Muz. 8A]

Muzrai Secretariat. File No. of 190

The Deputy Commissioner solicits sanction to the builder's request.

80
24-7-08.

Subd: with a draft. to 2nd U/S 22/7/08

SBB 23/7/08

Approved
HWM
24/7/08

HSW SBB 24/7/08.

File No.	of 190	Muzrai Secretariat.

G. R. S. 12]

General and Revenue Secretariat.

File No. of 190

Serial No.

To the Deputy Commissioner, Mysore Dt.

G. O. No. 582, dated 21. 7 08

Sanctions Rs 75-2-0 for payment as fees to Advocate Krishnamachar and for obtaining authenticated copies of the decrees, and also requests the Deputy Commissioner to move the Additional Munsiff of Mysore for executing the decree which has been passed in favor of Govt and to report for the further orders of Govt in the matter.

From the Deputy Commissioner, Mysore Dt.

No. 333/1 dated 8th March 1909.

Reports that an appeal has been preferred in the case in the Chief Court and that the case comes off for hearing on the 19th Instant (March 09) and that the notices issued in the case by the Chief Court have been served on the Amildar of the Yedatore Taluk. Requests that the Govt Advocate may be addressed in defending the case, and states that on receipt of orders Advocate Mr. Krishnamachar will, if necessary, be requested to send direct to the Govt Advocate a memorandum of the facts of the case.

The Deputy Commissioner also forwards copies of communications received from the Yedatore Amildar and Advocate Mr. Krishnamachar. From the latter's letter to the Amildar, it is observed that in case he is engaged in the case before the Chief Court, he will have to be paid Rs 100/-

NOTE—Contn sheet.

GPB -50 000—17-3-07

Serial No.

besides the travelling allces, which the Estate now under dispute can ill-afford to bear and suggests therefore that the Govt. Advocate may be engaged instead

A draft requesting the Govt Advocate to defend the suits in the Chief Court is subd. herewith After issue of the same, may the whole file be sent to the same Officer unofficially for his information and action?

Subd. for orders

W. 10/3/09

Draft submitted Counsellor.

12/3/1909

Approved

Issue.

13/3/09

To The Dy Commr., Mysore Dt.

" Govt Advocate in Mysore

Govt Pro: no. 291-2 / 82-01-8 Dy 18th March 1909.

Requests the Govt Advocate to appear in the appeal case & support the decision of the lower Court & requests the Dy Commr to send all the documents to the Govt Advocate direct.

P. T. O.

G. R. S. 12]
General and Revenue Secretariat.

File No. 82 of 1911

Serial No.

Misc. R. O. No. 128/17.3.1909.

Forwarded to the Government Advocate for information, action and return when done with.

By order

Bangalore 16th March 1909

Asst Secretary

T.R. 1911 M.R.O. 35 of 17-1-1911.

The two appeals were heard and dismissed by the Chief Court on 16th January 1911. Copies of the judgments will be submitted as soon as they are ready. The file is returned

S. Narayana Rao
Govt adv

17.1.1911.

Certified copy
18/1/1911

From, The Govt Advocate in mysore
Letter no 188 Dy 16.1.1911

Reports that, the appeals coming on for hearing on the 13th inst, their honors delivered judgment on the date of this Comn dismissing the appeals with costs and adds that he would submit copies of the judgments in due course.

Submitted for orders copies of judgts

AV 19.1.1911

19.1.1911

Note—Contn. sheet.

GPB—50,000—13-5-08

Serial No.

presented the result may be awaited.

RG 19.1.11

Yrs 19/1/1911

AW

From, the Govt Advocate in Kegalle

Letter no 200 dy 24.1.1911

Flags D E F & G — Forwards copies of judgments and decrees in Second Appeals nos. 55 and 56 of 1908-9 on the file of the Chief Court

Flag H) — together with two bills for Rs 25/ each, being his fees for conducting the said two appeals.

From, the Dy. Commr, Kegalle Dist.

Letter no. 331 dy 25.1.1911.

Forwards copy of Govt Advocate's Letter stating that judgments were delivered on 16th January 1911 dismissing the appeals with costs.

Submitted for orders.

AH 1375 2.2.1911 GL 3/2/11

Certificate for Advocate to get bill taxed without

GL 3/2/1911

Flag K) — The Govt Advocate has sent 2 bills aggregating Rs 50/ which are countersigned by the Chief Judge.

Flags D E F G — Two Copies of judgments and decrees

NOTE—Contn. sheet.

GPE—50,000—13.5.08

Serial No.

in Appeals nos 226 and 227 of 1907–8 have been received. Both these appeals have been dismissed by the Ch. Court. Submitted for orders.

AM 13/2 RL 8-2-1911 9/2

submitted to Secy Counsellor

Before this bills can be sanctioned we can make sure that there are funds for meeting them.

Govt. having gone to so far they cannot but execute the decree.

It would also be of interest to know of what the local authorities, who recommended for enfranchisement, have done during the pendency of the litigation

The draft submitted may be approved

Advocate Genl
12/2/1911

1490.

Draft Appd.

From what funds were the fees Paid already met? ~~It~~

Hy
10/2/11

Issue d. to draft file Encl
20/2/1911

To Secy Ch. Mr. Reynolds No 2206 of 1-3-11 Forwards the copies of the appellate Govt.

NOTE—Contn. sheet.

GPB—50,000—12-8-10

G.R.S. 12]
General and Revenue Secretariat.

File No. 82 of 1901

Serial No.

Decree received from the Govt. advocate & requests whether there are funds for meeting the ~~cost~~ fee of the advocate for which 2 bills have been received countersigned by the Ch: Justice, and calls for certain info:.

Reported as decreed by the undersd Z. Mg. O. No. 3331/5 dt 14 2 06, the cost of conducting the suit (Rs 50) was ordered to be met from the sum of Rs 50 reported to have been recovered from one Appajidetty one of the debtors of the deceased Basavelly. Mg. O. No. 3920 dt 13 3 08 the cost of Rs 15 was ordered to be met from the sale proceeds of paddy deposited in the Savings bank (Rs 123-13-1).

RG 17.3.11 Remembrancer

Draft bills were sanctioned on the recommendation of the Dr Cura vide proceedings that there is money in the Saving Bank. It is to ascertain if there is such money that this enquiry has been made now.

Advocate-General

27/3/11 1774

all right. 28/3/11

28/3/11

Issue timely reminder to obtain refd by 3/4/1911

NOTE—Contn sheet.

GPB—50,000—12 8 10

G. R. S. 12]
General and Revenue Secretariat.

File No. 82 of 1911

Serial No.

From, The Dy Commr, Mysore Dist

Letter no 5 Dy 4-7-1911

Submits further report on the subject.

Flag Y

The Amildar's report no. 102 Dy 28th May 1911 and the Dy Commrs. present communication give detailed information on the queries raised in this office Docket no 2206 Dy 8th March 19

A sum of Rs 354-8-3 is reported to be available at the credit of the charities and the Dy Commr says that the charges of the bills may be met from this amount.

As for the 1st query, it is said that a sum of Rs 50/ out of Rs 605/ has been recovered.

As for the 2d, the lands referred to in the Will are under Govt management and are being annually leased out.

As regards the 3d & 4th, it will be seen from a Statement submitted by the Amildar that six years' produce from Viswamanoo to Sadharana has been recovered - Out of the total receipts of Rs 628-5-3, a sum of Rs 270/8/3

Flag X

NOTE—Contn. sheet.

GPB—50,000—12-8-10

Serial No.

(consisting of Rs 140-2-0 being the Advocate's fee, and the balance, being the Kandayam for 6 years) is reported to have been expended, leaving thereby a balance of Rs 354-8-3 till the end of April 1911.

As regards the 5th, it is reported that the house has been leased out by Govt., and that the vessels and other moveables have been illegally taken possession of by Chikka Basavaiya, father of the minor Basa Lelly alias Muddanna by breaking open the lock.

The Auditor Solicits orders in the matter of writing to the Kuthumakaran for the execution of the decrees.

Submitted for orders

AV 28/8/1911 SL

Sanction for the proposals in Ref. Order to this order above mentioned, with execution of this decree. Order here is issued this date of the Govt.

28/8/1911

Submitted with a draft letter to the Kuthumakaran

27..

AV 1.9.1911 SL

8/9/1911

Draft approved by 2nd Councillor

8.9.11

NOTE—Contn. sheet.

G. R. S. 12]
General and Revenue Secretariat.

Mer File No. 82 of 190

Serial No.

20

The Comptroller
& Dy Comr Mysore

No 687 — 8 D 19.9.1911

Sanctioning the 2 bills amounting to Rs 50/- and directing that steps should be taken for the execution of the decrees and for the recovery of debt still due to the deceased Katte Basa Setty. —

— copy forwarded to the late Govt. Advocate Mr S Narayanadas

No 689 D 19.9.1911.

9

BPG—55,000—27-4-09

G. R. S. 12]

General and Revenue Secretariat.	File No.	of 190
Serial No.		

NOTE—Contn. sheet

BPG—55,000—27-4-09

G. R. S. 12]

General and Revenue Secretariat.	File No.	of 190
Serial No.		

NOTE—Contn. sheet.

BPG—55,000—27-1-09

G. R. S. 12]

General and Revenue Secretariat.	File No.	of 190
Serial No.		

NOTE—Contn. sheet.

BPG—55,000—27-4-09

MYSORE DEWAN'S OFFICE,

MUZRAI DEPARTMENT.

OFFICIAL MEMORANDUM.

No.

The accompanying Petition No. 915

dated 23. 3. 1902 received at the Dewan's Office from ~~the~~ Amaji Jyngar and others of Kampapur Yeratore Taluk, praying that arrangements may be made to take over to the Muz: Dept: the estate of the late Late Basaveh

is forwarded, together with its one enclosures, to the Dy. Com^r Mysore District, for enquiry and report.

By Order,

BANGALORE,
April 1902.

Dy ~~Muzrai~~ Secretary
Muz Dept

No. 1725 En 3 & 1726 Dy/ths.

May 1902

Mem. Memorandum

Jl 4

The accompanying Petn No. 915 Dy 23.3.1902 received at the Dewan's office from Annajiengar and others of Hampapur, yedatore Taluk in re the will left by the deceased Allyn Dohmen Lunn one Basa Setty and also the Sub Sequent Petn No. 1011 Dy 23.4.02 from the same on this office End. No. 1642 Dy 17.4.1902 calling for certain information on the subject ~~in re the above~~ (Copy here with put up) are forwarded to the Dy Comr. Mysore District for enquiry and early report

B O

Dft.

Dy. Secy

Muz. Department

Jr

Encl & petn

826.

1902. 03

From H. Kaufmann Esq 2nd Asst Deputy to enclose a map & state

To L. Chamberlain Esq Asst to Deputy Secretary Govt of Nigeria, Northern Defartment

Dated

Despatched 1st April 1903

Received 3/4/03

General No. 282

No.

Enclosure No. 1 & 2

Mr Kaufmann says he believes he will always be known here left by one Katie Hausa boy. Hausa for one eye Jakuk.

Deputy Commissioner's Office, Mysore District
Mysore Department
Dated Mysore 31st March 1903.

From M. Kanthiraja Iyer Esquire B.A.
Deputy Commissioner, Mysore District

To L. Anantasami Iyer Esquire B.A
Deputy Secretary to the Government
of Mysore, Mysore Department

Sir, In reply to your Official Memorandum
No. 1725 dated 7th May 1902 calling for a report
in re the will alleged to have been left by one Kate
Bassetty of Hanspaur in the Yedatore Taluk, I have
the honor to state that the will as stated by the Village
to be genuine and to have been executed in their
presence and I believe it to be so too. One Chick.
Bassetty of Haradahalli village alleges that he is
his son in adoption to the deceased Bassetty. This
appears to be unbelievable as evidenced by the
will in question. The deceased in his will st
that he has no heirs or claimants whatso
to succeed to his property. I request that the
-perty be taken over to the Government manag
in order to give effect to the charities mentione
therein.

The vernacular papers are herewith submitte

I have the honor to be
Sir
Your most obedient Se

Deputy Commissio
Mysore

1903

To,
The Govt: Advocate

8C6

Dated 27th May 1903.

No: 2353 Encl: one file (Letter & file & Office note).

In forwarding herewith in original letter No. 282 dated 1st April 1903 with its enclosures (1 file of 4 papers) and an Office note thereon, regarding the bequeathal by a will executed by one of Kampalpur village, Yedalpur Taluk, Basa Setty of certain properties of his own for charitable purposes

has the honor to request
to be favoured with his
opinion as to how
Government should act
in this matter

By order

7/4/5/15

Dy Secretary
Mutual Dept

OFFICE OF THE DEWAN OF MYSORE
RECEIVED
Date 9.6.03
REG. No 1024
MUZRAI BRANCH

1903

FROM S. Ramaswami Iyer
Government Advocate
Bangalore.

To L. Anantasami Rao Esq. B.A.
Deputy Secretary
Government of Mysore
Muzarai Department
Bangalore

J.C. 7

Dated 9th June 1903

Despatched

Received

General No. 242.
No.

Enclosure No. one file

In reply to your letter No. 2353 dated 27th May 1903, I am of opinion that the Deputy Commissioner in his capacity as ~~Guar~~ Muzarai officer may institute legal proceedings against the Son of Chickabasava Setty making the latter as his Guardian for the recovery of the house and wet land now in the possession of Chickabasava Setty on the strength of the will executed by Basava Setty and that Deputy Commissioner may take possession of the moveable property and all papers from Annaja Dasaya and may recover the Amount.

MGCPB—3-3-01—50 reams.

Enclosure

No 282

The Dy Comrs

Hexham

W 2641/Enc 1 H file

Dated June 1903.

Dy 30. 6. 1903.

His Letter no 282

dated 1st April 1903,

regarding the bequeathment

by a Will executed by one

Rowe Selby of Humshaugh

village, agriculture Labourer,

of certain properties of his

~~for~~ certain for charitable purposes

With reference to the

above, has the honour to

forward herewith a copy

of the Lord Advocate's

Warrant no 242 dated 4th

June 1903, expressing it as

his opinion that the Dy

Comr. may in his capacity
as Surety Officer, may
institute legal proceedings
against the son of Chickalosawa
Setty, making the latter
as his guardian, for the
recovery of the immovable
property now in the poss. ion
of Chickalosawasetty. But
before authorizing the
institution of legal proceedings
as suggested by the Govt. Advocate,
Govt. deem it desirable
to be informed of the value of
details and
the immovable properties
bequeathed by the Will by
the deceased Basavasetty —

2. As regards the movable
property the Govt. Advocate
suggests that the Dy Comr.
may take possession of it
from the Trustees and
Hold the

recover the amounts of the
documents executed in
favour of the deceased —
This should be done at-
once and the matter reported
to Govt. for further orders
3. Information should
also be furnished as to
who has got the possession
of Vessels referred to in the
Will —
4. As the institution of
a Suit against the alleged
adopted son and his
father involves some cost,
efforts should at once
be made to recover the
amounts of the promissory notes
from the parties concerned
and the fact reported
to this Office, upon which
separate

Separate orders will issue summoning
the filing of a suit in the
proper Court, the cost being met from the amounts so
recovered.

5. From the Vouchers
records it is observed
that the said Chicka
Basavaraju has been trying
to obtain from a Succession Certificate
from the District Judge's
Court at Anupur - 24-20,
steps
should immediately be taken
to file a counter-petition
in the said Court, opposing
the grant of the certificate
applied for —

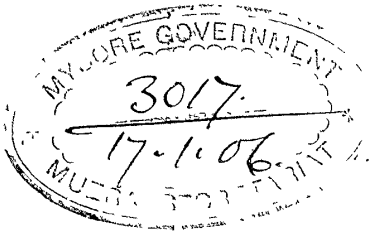
Cases returned

12583
25 VI-03

Submitted to the Division
for appl —

24/6/03

23/6/03



1905-06

From
H. H. Sparkes Esq
Deputy Commissioner
Mysore District

To
L. Anantasammi Rao Esq
Secy: to the Govt of Mysore
Municipal Deptt

Dated 5th Jany 1906

Despatched

Received

General No. 349
No.

Enclosure No one bdle

Submits report regarding the bequeathal by a will executed by one Basa Setty of Hampapura, Yedatore Taluk

3A Reply please
9/1/06
4.2.06

Deputy Commissioner's office
Mysore District
Dated Mysore 5th January 1906.

349/ one file
No.

To

L. Ananteswamy Rao Sahib
Secretary to the Government of
Mysore, Imperial Department

Sir,

In reply to your letter No. 2641 dated 30th June 1903 calling for further report regarding the bequeathal by a will executed by one Basa Setty of Hampapur, Yedatore Taluk, of certain properties of his for certain charitable purposes, I have the honor to report as under:-

I submit herewith the file of papers received with the Yedatore Taluk Amildar's English report No. 26/300 dated 17th December 1905, from which it may be seen that the total value of assets bequeathed by the will executed by the deceased Basa Setty is Rs 1655/- as detailed in the margin; that the vessels &c referred to in the will were inside the house when the claimant Muddaveerae's father Chikka Basavetty took wrongful possession of them; that on the testator's death, the house locked

S No	Extent	Assessment	Estimated Value
(1)	332	8-8-0	Rs 400-0-0
(2)	336+237	12-0-0	700-0-0
(3)	one house in Hampapur		100-0-0
(4)	19 documents relating to money lent		405-0-0
(5)	Cattle, viz. valued at		50-0-0
	To Cash realised of assets		1655-0-0

locked by Annajiengar and
Jola Shetty was broken into by
chikka Basashetty; that only one
item of debt - viz Rs 50/- due from
one Appaji Shetty was recovered
on 11-8-1904; that the Amildar
has spoken to the debtors of the
estate and got from them promis-
-es to pay up within a month
that recovery would be fa ci
-litated if it be ordered that the
accumulation of interest might
be excused as the debtors have,
in most cases, withheld payment
through sheer ignorance of the
person entitled to receive payment
that the Amildar is not in a position
to explain why counter petition was
not filed contesting the heir ship
proceedings in the Mysore District
judge's court; that a letter seems to
have been addressed to the judge in
-formally without effect; that the
alleged adopted son has filed two
test suits in the Additional Mun
-siff's Court at Mysore; of which
the O.S. 764 of 1903-04 against Chen-
-na devarn Shetty and other executors
for recovery of produce of the lands
of the deceased tests the right of the
plaintiff to the immoveable property
and

and stands posted for hearing on 2.2.1906 while the other suit 739 of 1903-04 against Appaji Shetty for recovery of Rs 50/- already recovered by the Amildar of the Yedatore Taluk, also stands posted for hearing on 14.2.1906.

2. It may further be seen that the Amildar of the Yedatore Taluk who put himself in communication with Mr. B. Krishnamachar, advocate for the Defendants in both suits (Vide Mr. Krishnamachar's letter dated 28.10.05 and copies of the Plaint and Defence in both suits filed with the records), is of opinion that it appears absolutely necessary that Government should apply to the Civil Court to be made a party in view to defend both those suits as property worth about Rs 1700/- depends upon the issue and suggests that Government might authorise Mr. B. Krishnamachar to defend the suit as the defence of his present clients includes the raising of the claim of Government

3. In his report No: $\frac{25}{282}$ dated 5.12.1905 (filed with the records) the

the Amildar further reports that he has issued orders to the hobli shekdar to attach the current year's produce of the wet lands and requests permission to sell the same by auction in order to meet the cost of filing a suit in the proper court from the amount so recovered.

4. It is therefore requested that Government may be pleased to pass early orders in the matter.

I have the honor to be
Sir,
your most obedient Servant

H. H. Sparkes
Deputy Commissioner
Mysore District

cpd
14-9.

Doda Setty Channadevarm Setty &c
as Executors to carry out his
behests, and also providing
that in case the executors
did not or could not carry
them out, the properties should
vest in the Govt in the Mysore
Deptt for being administered agreeably
to the provisions of the will.
The executors themselves petitioned
the Govt to take over the management
of the charities from their hands,
but before they could make
over the will and the properties, it is reported that
one Chikka Basa Setty, alleging
that his second minor son Muddanna had
been given in adoption to the
late testator, is reported to
have applied to the District
Judge of Mysore and obtained
an heirship certificate on
behalf of the minor and took
forcible possession of the

Draft for approval

Muzrai

Camp No. S. Cuel 1 File

11—2—06.

Regd No. 3331 of 14.2.06

Read:-

Correspondence ending with letter No. 349, dated 5th January 1906, from the Deputy Commissioner, Mysore District, reporting on the property bequeathed by Katte Basa Setty of Hampapur in the Yedatore Taluk, for charitable purposes.

Order thereon:-

Survey No	Extent.	Assessment.	Estimated value.
	A.	Rs.	Rs.
32.	1. 7.	8.8-0	400—0—0
36+237	1-26.	12-0-0	700—0—0
House in Hampapur			100—0—0
3 Documents relating to money lent totalling in value to			405—0—0
Stock			50—0—0
			Rs. 1655—0—0

One Katte Basa Setty of Hampapur in the Yedatore Taluk died in 1901, bequeathing by his will his moveable and immoveable properties of the value of Rs 1655/- as particularized in the margin for certain charitable purposes and appointing Annajeiyan

house and some moveable properties of the testator and has also filed two test suits in the Additional Munsiff's Court at Mysore for the recovery of the produce of the testator's lands making the executors under the will ~~de~~ defendants in the suits.

2. When however the matter ~~had~~ came to the notice of Govt in ~~June~~ 1903, they directed in the month of June of that year that a counter petition should be filed in the Dt. Judge's Court Mysore, by the Deputy Commr in his capacity as Muzrai Officer ~~to prevent~~ to protect the granting of an heirship certificate to Munir Muddanna and also that instructions should be issued to the Amildar of the Yedatore Taluk to take possession of the moveable.

properties left by the testator and that certain suits regarding
the immoveable properties in the possession of Chikka Rasa Chetty etc be subj.
It was also promised that t
orders would issue sanctioning
the filing of a suit in the
proper Court on receipt of
the information from the
Deputy Commr. as to the
amounts recovered from the documents and funds kept attached by the testator.
~~Although~~
~~it is now nearly 2½ years~~
~~since the above order was pa~~
It is matter for surprise that no
~~it is surprising why a~~ counter -
petition was, ~~not~~ filed by as directed,
the Deputy Commr opposing
the grant of heirship certificate -
to Muddanna The ~~delay~~ omission should
now be explained
3. As it is reported that
two test suits have already
been filed by Chikka Rasa Chetty as guardian of minor
against the Executors to the Will,
in the Addl Munsiff's Court at
Mysore for the recovery of the
produce of the lands of the
deceased, the Dy Commr. is authorized

to engage Mr. B. Krishnamurthy Advocate, as suggested by him to defend the suits on behalf of Govt, the cost being met from the sum of Rs 50/- reported to have been recovered from Appaji Setty, one of the debtors of the deceased

4. A report as to the action taken in the matter should be submitted at an early date -

10/2/06

Mysore Secretary

To 10/2/06

The Deputy Commissioner

Mysore Dt, Ref & enclosures.

Muz. 5]

GOVT. OF H. H. THE MAHARAJA
OF MYSORE.

MUZRAI DEPARTMENT.

190

From

The Secretary to the Government
of H. H. the Maharaja of Mysore.

To The Deputy Commissioner
Mysore District.

Dated
Despatched 5th June 1906.
Received

Enclosures No.

General No. 5691.
M. No.

Para 4 of Govt Ro
This Office No. Camp Dis 3331 dated 11th 7th Feb
February 1906 calling for a
report as to the action taken
in re the property bequeathed
by Katte Basa Setty of Hampapura
~~and subsequent reminder marginally noted~~
in the Yedatore Taluk, for
Charitable purposes

Has the honor to draw attention to the above and to request to be informed ~~as~~ to what action has been taken in the matter and when a reply may be expected.

By Order,
Secretary,
Muzrai Department.

Draft
31/5/06

Muz. 5]

GOVT. OF H. H. THE MAHARAJA
OF MYSORE.

MUZRAI DEPARTMENT.

190

From

The Secretary to the Government
of H. H. the Maharaja of Mysore,

To Muzrai department

The Dy. Commissioner,
Mysore District.

Dated 16th July 06

Despatched July 06

Received

Enclosures No.

General No. 371
M. No. 8

Reminder

This Office No. 5691 dated

5th June 1906 calling for a report as to the action taken in the property bequeathed by Katte Basa Setty of Hanupapura in the Yedatore taluk, and subsequent reminder marginally noted for charitable purposes.

Has the honor to draw attention to the above and to request to be informed as to what action has been taken in the matter and when a reply may be expected. The favor of a very early reply in the matter will be esteemed.

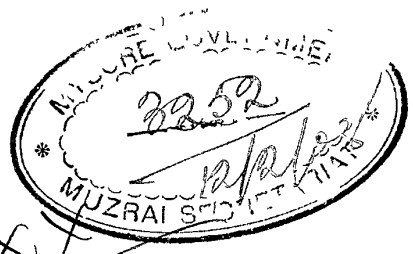
By Order,

18/7/06

Secretary,
Muzrai Department.

17 Jy 06

1907-08



From
M. Kantaraj Urs Esq BA.
Sheristadar Commissioner
Mysore District

To
L. Anantacharmi Rao Esq BA.

Dated 10th Feby 1908

Despatched

Received

General No. 327
No.

Enclosure No. 1 file

Solicits instructions in the matter of Katte Basa Shetty's properties.

No 327
1 file

10th February 8

Adverting to Govt Progs: No S
dated 11th February 1906 authorizing
the Deputy Commissioner to engage
Mr. B. Krishnamachar, advocate,
to defend the suits filed by Chikka
Basa Shetty as guardian of minor
Muddanna against the Executors
of the will written by Kalle Basa Shetty
of Hampapur in the Yedatore Taluk,
I have the honor to submit herewith
the file of Vernacular papers received
with report No: $\frac{25}{423}$ dated 28.1.08
from the Amildar of the Yedatore Taluk
and to state that the Amildar reports
that judgments in the two suits
were delivered on the 16th December 1907,
that both the adoption and the will
have been found to be not true
and that the two suits have
been dismissed the costs of
the two suits being ordered to be borne
by

by both parties.

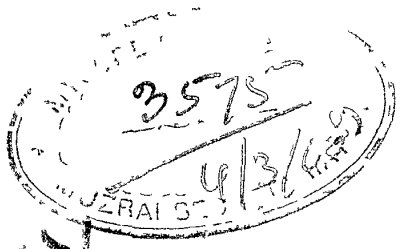
I therefore solicit your further instructions in the matter

I have the honour to be
Sir,
your most obedient
Servant

[illegible]
Deputy Commissioner,
Bhagoor District

Encl.

1907-08



From

M. Kantaraj Urs Esq., B.A.,
Dy. Commissioner,
Mysore District.

JL 12

To

L. Arantasawmi Rao Esq., B.A.
Secy. to the Govt. of H. H. the Maharaja of Mysore, ~~Gen. & Rev~~ Judl. Dept.

Dated 2nd March 08

Despatched

Received

General No. 386

No.

Enclosure No. 3

Subject

Solicits orders in the matter of appointing Mr. B. Krishnamachar advocate to defend the suit re Kalle Basavelly's Properties in the Mysore District-Judge's Court.

Reference above

and

Please draft Govt. order

4/3/1908

No. 386
Enc. No.

OFFICE OF THE Deputy Commissioner
MYSORE DISTRICT,
Dated Mysore Camp 2nd March 1908.

To
L. Anantasawmi Rao Esq., B.A.
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
~~GENERAL AND REVENUE~~ Judicial DEPARTMENTS.

SIR,

In continuation of this office letter No. 327 dated 10.2.08 soliciting instructions in the matter of the properties bequeathed by Katte Baoa Shetty of Hanipapura, Yedatore Taluk, I have the honor to state that the Amildar of the Yedatore Taluk reports that an appeal has been preferred against the decree passed by the additional Munsiff of Nanjanagud, in the District Judge's Court, Nanjanagud; (Vide Summons attached) and solicits orders in the matter of appointing one B. Krishnamachar, advocate, who is well conversant with the case to attend the suit in the Appellate Court and to utilise for Court Cash a sum of Rs 15/- out of Rs 127-13-1 being the

the sale proceeds of [illegible]
provided in the [illegible]

2. As the case is posted [illegible]
to the 27th [illegible]
a [illegible]
the [illegible]
[illegible]
[illegible]

No.	Date	
31/8	26.2.08	3. The marginally noted [illegible]
33/48	27.2.08	received from the [illegible]

hereinto and the [illegible]

[illegible]

[illegible]

Mysore 7-3-08

1907–08

8672
11/3/08

From
M. Kantaraj Urs Esq/ B.A.
Deputy Commissioner
Mysore District

To
L. Ananthasawmi Rao Esq/ B.A.
Secy. to Govt. Mysore Dept.

Dated 9th March 1908

Despatched

Received

General No. 390
No.

Enclosure No.

Solicits instructions in the matter of appointing Mr. B. Krishnamma Char to defend the suit re Kalle Basa Setty's properties &c.

Under

Please give advice.
Subject the papers are with the Officer.
11/3/08

No 390

Office of the [illegible]

Dated Bangalore 9th March 1908

To

[illegible]

of His Highness [illegible]

Sir,

I have the honor to invite your kind attention to my letter No 386 dated the 2nd March 1908 soliciting instructions in the matter of appointing Mr. B. Krishnama Char, advocate, to defend the suit in the Appellate Court and for utilizing a sum of Rs 15/- out of Rs 123-13-1 kept in the Savings Bank for court costs &c and to request the favour of early orders in the matter as another report has been received from the Amildar of the Yedatore Taluk on the subject.

I have the honor to be
Sir,
your most obedient servant

Deputy Commissioner
Bangalore District

BB.

Draft as per notes

Murgai

In draft

Read;

Govt. Secs. no. 333/1/S dt 14th February 1906 issuing instructions for the defence of the suits filed in the Additional Munsiffs Court at Mysore in connection with the property bequeathed by Katie Bala Selby of Hampapur in the Yedatore Taluk for charitable purposes

Correspondence ending with letter no. 390 dated 9th March 1908 from the Dy. Commr., Mysore DC, reporting on the above

No. 3920 D/13.3.08.
Recd. 30 Oct 1908

Order thereon no. Dy.

In the order read above, the Dy. Commr.

was authorized to engage the services of
Mr. B. Krishnama char,
Advocate, to defend
on behalf of Govt., the
two test suits filed by
Chickka Basa Setty as
guardian of minor muddanna,
for obtaining possession
of certain properties
willed by one Katte Basa
Setty of Hampapur for
charitable purposes. The
Dy. Commr. reports in the
correspondence read above,
that judgments in the
two suits were delivered
on the 16th December 1907,
that both the will and
the adoption of the said
minor muddanna by the
late Basa Setty have been
found to be not true,
and that the two suits
have been dismissed—
He further that

an appeal has been preferred by minor ~ Muddanna against the decree of the Additional Munsiff, in the District Judge's Court, Mysore, and that the case is posted for hearing to the 29th March 1907 and solicits orders in the matter of appointing Mr. B. Krishnamachar, Advocate, who is well conversant with the case, to defend the Suit in the Appellate Court and utilizing for Court costs a sum of Rs 15/- out of Rs 123-13-1 being the sale proceeds of the paddy deposited in the Savings Bank.

2) Under the foregoing circumstances, the Court are pleased to sanction

The Dy. Commrs recommendation to defend on behalf of Govt. The appeal preferred by the ~~Asstt~~ District judges, ~~Asstt~~ Court, mysore.

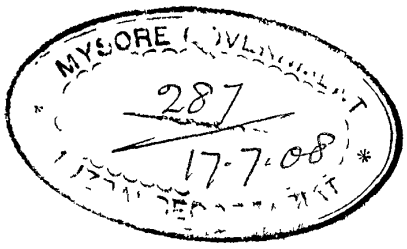
3) The result of the suit should be intimated in due course.

Dfd 13/3/08
Secretary.
W 01/3/08

No, AW 12/3/08
The Dy. commrs, mysore
Dist. returning the record.

Mem 1.

1908-09



From

M. Kantaraj Urs Esq., B.A

Dy. Commissioner,
Mysore District.

To

K. S. Chandra Sekhara Aiyar Esq., B.A. B.L.

Secy. to the Govt. of H. H. the Maharaja of Mysore, ~~Gen. & Rev.~~ Depts.

JL 15

Dated 12 } July 08

Despatched 14 }

Received

General No. 22

No.

Enclosure No. 1 bale

Reply
SA early
17.7.08 MB
17/7/08

Subject

Submits report re property bequeathed by Katte Basa Setty of Hanabagere in the Yedatore Taluk

No. 92
Enc. No. 1 file

OFFICE OF THE Deputy Commr

MYSORE DISTRICT,

Dated Mysore Camp 12/14 July 1908.

To

K. S. Chendra Sekhara Aytr B.A. B.L.

Esq.,

SECRETARY TO THE GOVERNMENT

OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

~~GENERAL AND REVENUE~~ Judicial DEPARTMENTS.

SIR,

Adverting to Govt Proc: No: 3920 dated 13th march 1908 sanctioning the Deputy Commissioner's recommendation to appoint Mr: B. Krishnama char, advocate, to defend on behalf of Government the appeal preferred in the District-judge's Court, Mysore, in connection with the property bequeathed by Katte Basa Setty of Hampapura in the Yedatore Taluk and calling for the submission of a report regarding the result of the suit, I have the honor to submit herewith the file of vernacular correspondence ending with report No: 41/663 dated 21.6.08 from the Amildar of the Yedatore

yedatore Taluk and to state
that it will be observed there
- from that the District Judge
has held that the adoption
set up by the plaintiff was
false and that the will upon
which the Government rely
was genuine. He has there-
fore dismissed the appeals
preferred by the plaintiff with
costs and has allowed the
cross appeals filed by Govern-
- ment with costs.

2. The Amildar requests that
sanction may be accorded
to withdraw Rs 75-2-0 (Rs 10
for expenses to recover costs
and Rs 65-2-0 to be sent to the
Advocate as detailed in the
bill filed with the accom-
panying records) out of
Rs 177-10-7 being the sale pro-
- ceeds of paddy deposited in
the Savings Bank.

3. Under the foregoing circum
- stances it is requested that
early sanction may be ac
- corded to the Amildars
request

request.

I have the honor to be
Sir,
your most obedient
servant

J. Muthanna

for Deputy Commissioner
Mysore District

P.A.

Draft for confirmation

Summary

Read:-

27.7 Govt Pte no 3120, dated 13th March 1908, sanctioning the appointment of Mr. Narasimha Char, Advocate, Mysore, to defend on behalf of Govt the appeal preferred in the Civil Judge's Court, Mysore, in connection with the property bequeathed by late Basa Setty of Hunsepura to Yedatore Taluk for certain religious and charitable purposes, and asking for the submission of a report regarding the result of the suit

Letter no 703, dated 15th July 1908 from the Deputy Commr Mysore District.

Order thereon:-

In the letter read above

No. 582 D/31.7.08.
Enc file

Mr. B Krishnamachar reports to the Amildar of the Yedatore Taluk that appeals nos 226 and 227 of 1907-08 on the file of the Mysore District Judge's Court re Katte Basa Setty's Estate, came on for hearing on the 5th June 1908, and judgments in the two appeals and in the two cross-appeals were delivered on the 8th idem. He further states that the district judge has therein held that the adoption of the minor muddanna by the late testator, set up by the plaintiff Chikka Basa Setty, is false and that the will relied upon by Govt is genuine and has therefore dismissed the appeals preferred by the plaintiff with costs and has allowed the cross appeals filed by Govt with costs. The Advocate has further submitted a statement which shews that a sum of Rs 65-2-0 is due to him

as fees ~~decreed~~ for conducting the suits ever since they were filed in the Additional Munsiff's Court at Mysore. The Deputy Commissioner recommends the payment of this amount to the Advocate, and that an additional sum of Rs 10/- may also be paid to him to obtain authenticated copies of the decrees in the original and appellate Courts, in view to apply in the Additional Munsiff's Court for the execution of the decree

2. Under the circs reported, the payment of the total sum of Rs 75-2-0 is sanctioned, the charge being met ~~from~~ ~~account~~ from the sum of Rs 177-10-7, being the sale proceeds of paddy belonging to the testator and

Deputy Commissioner

3. Early steps should be taken to move the Additional Munsiff for executing the decree and a report submitted to Govt for their further orders in the matter.

23/7/08
Secretary

24/7/08

To

The Deputy Commissioner, Mysore Dt.,

Rets enclosures.

No. 333
Encl. No. 1

OFFICE OF THE Deputy Commr
MYSORE DISTRICT.

Refer to day please
D1041
E.A.
10/3/09
W

Dated Mysore Camp 8th March 1909.

FROM Inam F 82-11-17
M. Kantaraj Urs ..... Esq., B.A.
DEPUTY COMMISSIONER,
MYSORE DISTRICT.

To
C. S. Balasundram Iyer Esq B.A.
Secretary to Government
Inam Branch.

SIR

Adverting to para 3 of Govt Proc: No 582 dated 31st July 1908 calling for the submission of a report regarding Kalle Basa Setty's Estate in the Yedatore Taluk, I have the honor to state that notices in duplicate in 2nd appeal nos 55 and 56 of 1908-1909 on the file of the Chief Court of Mysore were received in this office with the Registrar's letter nos: 925 and 926 dated 16th February 1909.

X: Basa Setty alias Huddanna vs Nildar of Yedatore Talk.

The notices were served on the Amildar of the Yedatore Taluk and returned to the Registrar of the Chief Court.

In this connection I beg to submit herewith a copy of letter

letter dated 7th March 1909 received from the Amildar of Yedatore Taluk together with a copy of letter No. 31 dated 4.3.09 addressed to the Amildar of the Yedatore Taluk by Mr. B. Krishnama Char, advocate, and to request that as the case stands posted to the 19th March 1909 the Government Advocate may be addressed in the matter of defending the two suits.

On receipt of orders Mr. Krishna-ma Char, advocate, will, if necessary, be requested to send direct to the Government Advocate a memorandum of the facts of the case.

I have the honor to be,
Sir,
Your most obedient Servant
S. Venkatarayam
for Deputy Commissioner
Mysore District

B.A.

Mysore
4-3-09.

No 312

The Amildar, Gedalore Taluk.
Gedalore.

Re Kalle Baoa Setty's Estate

—

Dear Sir,

Your letter No: Mysrai 249/3 of the 2nd instant with a Vakalatnama and two notices to hand. I thank you very much for the same.

I am sorry that you have not concurred with me in the matter of sending the two appeals to the Government Advocate at Bangalore.

If you want me to go to Bangalore you will have to engage another Advocate permanently residing there to let me know the various dates of hearings as the appeals will go through a series of adjournments before they are heard and disposed of. In addition to this it is not in my power to go to Bangalore for any fee less than (Rs 100) Rupees one hundred

Of

I was not asked to do so (3rd) No. 5 7.3.09

of course my travelling ex-
penses will have to be met
from the Estate. The least
fee that we can give an Ad-
vocate of Bangalore will be
Rupees Twenty five

I am personally of opinion
that the estate is too small to
bear all this heavy expendi-
ture. Besides the question in-
volved in the appeal is a pure
and simple question of fact.
The Government advocate who
is a permanent resident of
Bangalore will I am sure be
able to do your work for about
one third of the cost you would
be put to by my going to
Bangalore. If you engage the
Government Advocate I will send
him a memorandum of the
facts of the case if you want
me to do so.

In case you still want me
to go I am prepared to do so
on the above terms. I hope you
will not misunderstand the
spirit in which this letter
is

is written

Yours faithfully
(Sd) B. Krishnama Char.

---

most respectfully submitted to the Deputy Commissioner in the Nangali department, in continuation of my previous reports on the subject. As the two appeals are posted for hearing in the Chief Court on the 19th instant, I beg that immediate orders may be passed and the same communicated to me. Krishnama Char direct. I have given him a reply to say that I have sought for the Deputy Commissioner's instructions.

The Government advocate's name was not suggested to me in the 1st instance

(Sd) N. Srinivasa Rao
Amildar

7th March 1909.

"Copy"

S. Sadasivam
Deputy Commissioner
Mysore District

B.A.

G.R.S. 28]

File No. 82-01

Serial No. 18

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 190

Date of issue 13. 3. 1909.

Signed by Mr. C.S. Balasundaram Iyer

READ—

Letter no 333 dated 8th March 1909, from the Deputy Commissioner, Mysore District, reporting with ref^ce to ~~Gov~~ para 3 of Govt Pro. no 582, dated 31st July 1908, that Chikka Basa Setty alias Muddanna, has filed 2nd Appeal nos 55 and 56 of 1908-09 on the file of the Chief Court of Mysore, ~~or~~ against the Amildar of the Yedatore Taluk, regarding Kathe Basa Setty's Estate, and that the cases stand posted for hearing on the

over

ORDER THEREON.—No.

SUBJECT

GPB—6,000—13-5-08

19th March 1909 and requesting that the Govt Advocate may be engaged to support the judgment of the Lower Court

Order thereon :— No. 1291-2 82-01-18 dt 13.3.09. reported on the letter noted above

Under the ~~foregoing~~ circs, the Govt Advocate in Mysore is requested to appear for the respondent in the above appeal case and support the decision of the Lower Court

2. The Deputy Commissioner is requested to obtain from Advocate Mr Krishnamachar all the documents and other papers in his possession relating to the above case and forward them together with a memorandum of the heads of the case, direct to the Govt Advocate, ~~in Mysore~~, Bangalore.

~~and to intimate the fact to this Office at a very early date.~~

B. 12/3/09

For Secretary.

13/3/09

To 10/3/09

The Deputy Commr, Mysore Dt.

" Govt Advocate, Bangalore.

No. 188.

VII
1911 RR

Office of the Government Advocate in Mysore,

Bangalore dated, 16th January 1911.

D/1255

Muz. F. 82-01

From,

The Government Advocate in Mysore,

Bangalore.

Certified copy
by
18/1/1911

To,

The Secretary to the Government of H.H. the Maharaja

of Mysore General and Revenue Department.

VN.

Sir,

With reference to Government Proceedings No.1201-2/ Muz.F.82-01-18 dated 13th March 1909, requesting me to support the decisions of the Lower Court in Second Appeals Nos.55 and 56 of 1903-09 on the file of the Chief Court, I have the honour to report that, the appeals coming on for hearing on the 13th Instant, their honours delivered Judgment this day dismissing the appeals with costs.

2. Copies of the judgments will be submitted in due -- course.

I have the honour to be,

Sir,

Your most obedient servant,

S. Narayana Rao

Government Advocate

No 200
Cant found

D 1325

Office of the Government Advocate in Mysore.

Bangalore dated, 27th January 1911.

From,

The Government Advocate in Mysore,

Bangalore.

To,

The Secretary to the Government of H.H. the Maharaja of Mysore, General and Revenue Departments.

Sir,

In continuation of this office No.188 dated 16th -- Instant, I have the honour to submit herewith copies of - judgments and decrees in Second Appeals Nos.[illegible] and 56 of 1908-09 on the file of the Chief Court, together with two bills for Rs.25/- each, being my fees for conducting the said two appeals, duly countersigned by the Chief Judge.

2. I request that sanction of Government may kindly be obtained for the encashment of the two bills.

I have the honour to be,

Sir,

Your most obedient servant,

S. Narayana Rao

Government Advocate.

Mise note and
RL 30/1/11
30/1/1911

D 1293

mus 7 82-01

1906-11

From

M. Kantaraj Urs Esq., B.A

Deputy Commissioner,
Mysore District.

To

C.S. Balasundaram Esq., B.A

Offg. *Secy. to Govt. of Mysore,*
Gen. & Rev. Depts.

Mus and Bcms

Dated

Despatched 25th January 1911

Received

General No. 33

No.

Enclosure No.

Submits herewith for information a copy of letter received from the Govt Advocate in Mysore.

Committee

26/1/11

25/1/1911

No. 331
Enc. No. /

OFFICE OF THE Deputy Commissioner
MYSORE DISTRICT,

Dated Mysore Camp. 9 January 1911.

FROM

M. Kantaraj Urs Esq., B.A
DEPUTY COMMISSIONER, MYSORE DISTRICT.

To

C. S. Balasundaram Iyer Esq. B.A
Offg' SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.
Muzrai Branch

SIR,

Adverting to Government Proceedings No. 1291-2 / Muz. 7. 82-01-18 dated 13th March 1909 stating that the Government Advocate has been requested to appear for the appeal cases in the Chief Court in the matter of the estate of Kalle Basavetty, I have the honor to submit herewith for information copy of letter No. 187 dated 16/17th January 1911 received from the Government Advocate in Mysore, stating that judgments were delivered on 16th January 1911 dismissing the appeals with costs.

I have the honor to be,
Sir,
your most obedient servant
M Kantaraj Urs
Dy Commissioner
Mysore District

1910-11

From The Government Advocate in Mysore, Bangalore

To The Deputy Commissioner Mysore District

Dated 16th January 1911

Despatched 17th

Received

General No. 187
No.

Enclosure No. one file

Sir,

With reference to Government Proceedings No. 1291-2 Mysd. 82-01-18 dated 13th March 1909, requesting me to support the decisions of the Lower Court in S. A. Nos 55 and 56 of 1908-09 on the file of the Chief Court, I have the honor to state that judgments were this day delivered dismissing the appeals with costs.

2. The entire file of papers received with your letter No

366 dated 26th March 1909, are herewith returned to be kindly acknowledged.

I have &c.

(Sd) S. Narayana Rao

Government Advocate

"Copy"

S Srirangapatna

Deputy Commissioner

Mysore District

G.R.S. 26]

1293 21/2/11

File No.

Serial No

Diary No. of letter replied to _____

No. 5-10-

Mus 32-5,

General and Rev. Secretariat

( )

the 190

To

The Dy Commissioner,

Mysore Dt

Date of issue _____

Signed by _____

With reference to your letter No. 3310/25th January 1911 about the appeal in the matter of the estate of the late Katte Basa Setty, has the honor to forward herewith for information Copies of the appellate Court judgment and decree received with letter No. 200 of 27.1.1911 from the Govt. Advocate - who has also submitted two bills duly Countersigned by the Chief judge for Rs 25/- for Conducting each of the appeals

over.

Compared
B.R.
23.2.1911

SUBJECT.

Msc
7.12

The Dy. Commissioner is requested to report if there are funds for meeting this charge. —Steps should be taken for executing the decree.

2. The Dy. Commissioner is further requested to furnish information on the following points:—

(1) How much of the amount of Rs 4057- due to deceased Kallé Basa Selby on Pro. bates has been recovered?

(2) Who is now in possession of the wet lands referred to in the Will?

(3) How many years' produce of these lands has been recovered by the Amildar?

(4) What amount out of the debts recovered and value of produce sold, has been spent and for what purpose?

(5) In whose possession are the house and Vessels referred to in

List of enclosures,

Copied by

Examined by

MGCPB—20,000-19-12—04.

in the will?

4. The favor of a very early reply is requested

By order,

(Sd) G/
12/4/1911

for Asstt. Secy.

16/2/11

VII Mud D 21

517 Gr.

1910-11

From M. Kantaraj Urs ..... Esq., B.A
Deputy Commissioner,
Mysore District.

To C. S. Balasundaram Iyer Esq., B.A
Offg. Secy. to Govt. of Mysore,
Gen. & Rev. Depts.
Mulgrau Branch ea

Dated

Despatched 4th July 1911

Received

General No. 5
No.

Enclosure No. 1 Petn

Submits herewith detailed information in the matter of the property of the late Kattle Basavetty of Hampapur in the Yedatore Taluk.

Contents noted
5/7/11
5/7/1911

No. 5
Enc. No. 1 file

OFFICE OF THE Deputy Commissioner
MYSORE DISTRICT,

Dated Mysore Camp 14th July 1911

FROM

M. Kantaraj Urs Esq., B.A
DEPUTY COMMISSIONER, MYSORE DISTRICT.

To

C. S. Balasundaram Iyer Esq., B.A
Offg: SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE.
GENERAL AND REVENUE DEPARTMENTS.
Munsif Branch

SIR,

In reply to your letter No. 2206 Munz No. 82-01 dated 1st March 1911 forwarding for information copies of the appellate court judgments and decrees in the matter of the estate of the late Katte Basa Setty and calling for information on certain points, I have the honor to state as follows:—

2. From the report of the Amildar it is understood that a sum of Rs 357-8-3 is available till the 1st may 1911. The charges of the bills may therefore be met out of the funds reported to be available.

3 only

3 only Rs 50/- out of Rs 405/- due to de-
-ceased. Katte Basa Setty on Pro Notes
are reported to have been recovered and Rs
355/- have yet to be recovered.

4. The lands referred to in the Will are under
Government management and have been leased
out.

5 Six years produce from the year Viswa-
-vasu has been recovered by the Amildar

6. A Statement shewing the details of in-
-come and expenditure received from the Amildar
is herewith submitted in original. It will be
seen therefrom that the income and expenditure
are Rs 628-5-3 and Rs 270-13-0 respectively.

7 The house is reported to have been leased out
by Government. The vessels and other moveables
are reported to have been illegally taken
possession of by Chikka Basasetty (father

of the minor Basa Setty alias muddanna) by breaking open the lock.

8. The Amildar solicits orders in the matter of writing to Mr. Krishnama Char for the execution of the decrees.

9. The file of papers ending with the Sub divisional officer's yadast No. 1278/976 dated 26th June 1911 and the enclosures to the letter under reply are herewith submitted for reference.

I have the honor to be,

Sir,

your most obedient servant

Hosjamanahalli

For Deputy Commissioner

Bellary District

Off as per order

G.R.S. 28.]

File No. 82-09

Serial No.

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

the 19

Date of issue

Signed by

READ—

Govt Pro. no. 1291-2 Mucg. 7-82-01 dated 23rd March 1909 requesting the Govt Advocate to appear in 2nd appeals nos. 55 and 56 of 1908-9 on the file of the Chief Court of Mysore regarding ~~ORDER THEREON. No.~~ Kattle Basa Setty's estate, and to support the decisions of the Lower court.

Correspondence ending with Letter no. 200 of 27th January 1911 from the Govt Advocate in Mysore

over

SUBJECT.

stating that on the 13th Jany. last,
judgment was delivered dismissing
the appeals and forwarding
bills for Rs 25/ each, being
fees for conducting the
said 2 appeals, duly Counter-
signed by the chief judge.
Letter no. 5 Dy 4th July 1911
The Dy. Commr, Mysore Dist
Order thereon - pr 387/11
The 2 bills submitted by
the Govt Advocate (Mr S. Narayana Rau)
amounting to Rs 50/ are sanctioned
the cost being met from a
sum of Rs 354-8-3 reported
to be available at the credit
of the charities as per Rule (18)
Engy 19xx
2) With regard to para 8 of the
Dy. Commrs. letter read above, soliciting
orders in the matter of engaging
the services of an Advocate for
the execution of the decrees, that
Officer's attention is invited to this
Mysore Commr no 2 1st March 1911

F.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

directing that steps should be taken for executing the decree.3/ The balance of debt due to the deceased Kalle Baza Setty should be recovered at an early date

8/9/11

Dy. Secretary.

7/9/11

No,

The Compt. with the Land bills

8/9/11

" Dy. Commr, Mysore Dist. copy to the Late to Govt Advocate, Mr S. Narayana Rau for inform.

No 689 dt 9/3/1911.